



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 10

1200 Sixth Avenue, Suite 900
Seattle, WA 98101-3140

MAY - 9 2016

OFFICE OF THE REGIONAL
ADMINISTRATOR

The Honorable Eugene Green, Jr.
Chairman, Tribal Council
Confederated Tribes of the Warm Springs Reservation
P.O. Box 1299
Warm Springs, Oregon 97761

Dear Chairman Green:

I am writing to offer consultation and coordination with the Warm Springs Tribal Council on impending U.S. Environmental Protection Agency actions at the Portland Harbor Superfund Site.

Our staffs have met regularly since the Portland Harbor Superfund Site was listed on the EPA's National Priorities List in 2000. Consistent with the 2001 Memorandum of Understanding among affected tribes, the EPA, and federal natural resource and state agencies, your staff has participated on the Technical Coordinating Team and providing valuable information and feedback throughout all phases of this project. This TCT process will continue through the cleanup of Portland Harbor. Currently, the EPA is completing the Feasibility Study and providing each section as it is developed to your staff for early review.

The EPA is preparing to issue the Feasibility Study and Proposed Plan in May. This will mark the beginning of the public comment period during which we seek comments and information that will help the EPA make a final cleanup decision.

The EPA recognizes its unique legal relationship with Tribal governments as set forth in the United States Constitution, treaties, statutes, executive orders, and court decisions. We want to ensure that we have regular and meaningful consultations with the federally recognized tribal governments affected by the Portland Harbor Superfund Site. This consultation and coordination process will be conducted in accordance with the *EPA Policy on Consultation and Coordination with Indian Tribes*, (www.epa.gov/tribal/consultation/consult-policy.htm) and the *EPA Region 10 Tribal Consultation and Coordination Procedures* (http://www.epa.gov/region10/pdf/tribal/consultation/r10_tribal_consultation_and_coordination_procedures.pdf).

We envision government-to-government consultations as a process of two-way communication that enables us to take into consideration the concerns of the affected federally recognized tribe(s) before the EPA makes its cleanup decision. We would like to tailor this consultation and coordination process to meet the needs and preferences of your Tribal Government.

If the Warm Springs Tribal Council wishes to schedule a government-to-government consultation regarding the cleanup plan for Portland Harbor, please have your staff contact Deborah Robinson,

project coordinator, to schedule a consultation. Deborah can be reached by email at robinson.deborah@epa.gov or by phone at (206) 553-4691.

If you have any questions, please feel free to call me at (206) 553-1234, or have your staff contact Deborah Robinson. I look forward to our continued work on this project as we move towards cleaning up the Portland Harbor Superfund site and creating a safe and healthy environment for everyone.

Sincerely,

A handwritten signature in black ink, appearing to read "Dennis J. McLerran". The signature is fluid and cursive, with a large initial "D" and "M".

Dennis J. McLerran
Regional Administrator

cc: Mr. Mike Collins
Acting Secretary/Treasurer

Mr. Elmer Ward
Warm Springs Tribe